THE HON'BLE SRI JUSTICE ELIPE DHARMA RAO

WRIT PETITION NO.22400 OF 2005

DATED; 14-10-2005

Between:

Sri Venkateswara Colony Abridhi Sangam,

Regd.No.577/2005,rep. by its President,

M.Sriramulu, s/o M.Subbanna,

Aged about 40 years, Venkateswara Colony,

Ananthapur District

… Petitioner

A n d

The Commissioner,

Municipal Corporation of Ananthapur,

Ananthapur District and another

… Respondents

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WRIT PETITION NO.22400 OF 2005

ORDER:

This writ petition is filed seeking a mandamus to declare the action of the respondents in trying to demolish the (60) thatched houses in Sy.No.73 of Anantapur Town, Anantapur District, without following due process of law, as illegal and arbitrary.

It is the case of the petitioner-Sangam that they are landless poor and belong to weaker sections of the society. They raised thatched houses in Sy.No.73 of Vanka Poramboke land of Anantapur Town, Anantapur District and have been living there for the last two years and eking out their livelihood by doing coolie work. While so, on 13-10-2005, the first respondent, without issuing any land acquisition proceedings and without issuing any notice, tried to demolish the thatched houses belonging to the petitioner, in order to vacate them.

Heard the learned counsel for the parties.

Considering the facts and circumstances of the case, I deem it appropriate to dispose of the writ petition with a direction to the respondents not to dispossess the petitioner from its peaceful possession of (60) houses in Sy.No.73 of Vanka Poramboke land of Anantapur Town, Anantapur District, without following the due process of law.

Accordingly, the writ petition is disposed of. No costs.

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14-10-2005

Lrkm/Es.